

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **PROSTATE CANCER-SPECIFIC MARKER** the specification of which      is attached hereto or X was filed on March 6, 1998 as Application No. 09/036,315 and was amended on      (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s)**

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119
			Yes <u>  </u> No <u>  </u>
			Yes <u>  </u> No <u>  </u>

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/041,246	March 7, 1997
60/047,811	May 15, 1997

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status
		<u>  </u> Patented <u>  </u> Pending <u>  </u> Abandoned
		<u>  </u> Patented <u>  </u> Pending <u>  </u> Abandoned

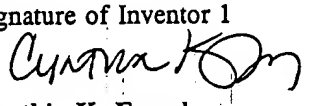
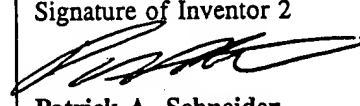
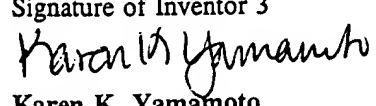
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Karen Dow, Reg. No. 29,684  
John R. Storella, Reg. No. 32,944  
R. Ted Apple, Reg. No. 36,429

Send Correspondence to: <b>John Storella, Reg. No. 32,944</b> <b>TOWNSEND and TOWNSEND and CREW LLP</b> <b>Two Embarcadero Center, 8th Floor</b> <b>San Francisco, CA 94111-3834</b>	Direct Telephone Calls to: (Name, Reg. No., Telephone No.)  <b>Name: John Storella</b> <b>Reg. No.: 32,944</b> <b>Telephone: 415.576-0200</b>
--	--

Full Name of Inventor 1	Last Name <b>French</b>	First Name <b>Cynthia</b>	Middle Name or Initial <b>K.</b>	
Residence & Citizenship	City <b>Irvine</b>	State/Foreign Country <b>CA</b>	Country of Citizenship <b>USA</b>	
Post Office Address	Post Office Address <b>14 Virgil Court</b>	City <b>Irvine</b>	State/Country <b>CA/USA</b>	Zip Code <b>92612</b>
Full Name of Inventor 2	Last Name <b>Schneider</b>	First Name <b>Patrick</b>	Middle Name or Initial <b>A.</b>	
Residence & Citizenship	City <b>Irvine</b>	State/Foreign Country <b>CA</b>	Country of Citizenship <b>USA</b>	
Post Office Address	Post Office Address <b>49 Castillo</b>	City <b>Irvine</b>	State/Country <b>CA/USA</b>	Zip Code <b>92620</b>
Full Name of Inventor 3	Last Name <b>Yamamoto</b>	First Name <b>Karen</b>	Middle Name or Initial <b>K.</b>	
Residence & Citizenship	City <b>San Clemente</b>	State/Foreign Country <b>CA</b>	Country of Citizenship <b>USA</b>	
Post Office Address	Post Office Address <b>524 West Avenida de los Lobos Marinos</b>	City <b>San Clemente</b>	State/Country <b>CA/USA</b>	Zip Code <b>92672</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  <b>Cynthia K. French</b>	Signature of Inventor 2  <b>Patrick A. Schneider</b>	Signature of Inventor 3  <b>Karen K. Yamamoto</b>
Date <i>Cynthia</i> <b>7/27/98</b>	Date <i>Patrick</i> <b>7/27/98</b>	Date <i>Karen</i> <b>7/27/98</b>

**REVOCATION AND POWER OF ATTORNEY**

The undersigned Applicant, Diagnostic Products Corporation, 5700 West 96th Street, Los Angeles, California 90045, a California Corporation, United States of America, hereby revokes any previously appointed representative/agent in connection with the United States Patent Application identified below and hereby appoints the following person as agent:

Joseph E. Mueth, Esq.  
Joseph E. Mueth Law Corporation  
225 South Lake Avenue, 8th Floor  
Pasadena, CA 91101 USA  
Telephone: (626) 584-0396  
Telephone: (626) 584-6862

to represent the undersigned in connection with the application identified below:

United States Patent Application No.: 09/036,315

Title of Invention: PROSTATE CANCER-SPECIFIC MARKER

Filing Date: March 6, 1998

DIAGNOSTIC PRODUCTS CORPORATION

Dated: 5-10-99

By: 

Michael Ziering  
President



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JULY 07, 1999

PTAS

JOSEPH E. MUETH, ESQ.  
225 SOUTH LAKE AVE.  
8TH FLOOR  
PASADENA, CA 91101



\*101028900A\*

JC913 U.S. PTO  
09/680121  
10/04/00

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/30/1999

REEL/FRAME: 9921/0184  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
REPROGEN, INC.

DOC DATE: 03/30/1999

ASSIGNEE:  
DIAGNOSTIC PRODUCTS CORPORATION  
5700 WEST 96TH STREET  
LOS ANGELES, CALIFORNIA 90045

SERIAL NUMBER: 60041246  
PATENT NUMBER:

FILING DATE: 03/07/1997  
ISSUE DATE:

SERIAL NUMBER: 60047811  
PATENT NUMBER:

FILING DATE: 05/15/1997  
ISSUE DATE:

SERIAL NUMBER: 09036315  
PATENT NUMBER:

FILING DATE: 03/06/1998  
ISSUE DATE:

9921/0184 PAGE 2

KIMBERLY WHITE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

05-05-1999



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Patent and Trademark Office

FORM PTO-1595 (Rev. 6-93) OMB No. 0651-0011 (exp. 4-94)		RECORDATION FORM COVER SHEET PATENTS ONLY		U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office	
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.					
1. Name of conveying party(ies): REPROGEN, INC.  Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies) Name: <u>Diagnostic Products Corp-</u> oration Internal Address: _____ _____ _____ Street Address: <u>5700 West 96th Street</u> _____ City: <u>Los Angeles</u> State: <u>CA</u> ZIP: <u>90045</u>  Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
3. Nature of conveyance:  <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____ Execution Date: <u>March 30, 1999</u>					
4. Application number(s) or patent number(s): <u>4.30-99</u> If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No.(s) <u>60/041,246</u> <u>60/047,811</u> <u>09/036,315</u> B. Patent No.(s) _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Joseph E. Mueth, Esq.</u> Internal Address: _____ _____ _____ Street Address: <u>225 South Lake Avenue,</u> <u>8th Floor</u> _____ City: <u>Pasadena</u> State: <u>CA</u> ZIP: <u>91101</u>		6. Total number of applications and patents involved: <u>3</u> 7. Total fee (37 CFR 3.41).....\$ <u>120.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: _____ (Attach duplicate copy of this page if paying by deposit account)			
9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. <u>Joseph E. Mueth</u> Name of Person Signing		DO NOT USE THIS SPACE  <u>[Signature]</u> Signature <u>4/26/99</u> Date Total number of pages including cover sheet, attachments, and document: <u>2</u>			

UC913 U.S. Pro  
09/680121



10/04/00

# ASSIGNMENT

ASSIGNOR, REPROGEN, INC., of 163 Technology Drive, Suite 210, Irvine, CA 92618 hereby assigns to ASSIGNEE, DIAGNOSTICS PRODUCTS CORPORATION of 5700 West 96<sup>th</sup> Street, Los Angeles, CA 90045, all rights granted to Assignor in the following assignments:

- (1) United States Provisional Patent application number 60/041,246, filed March 7, 1997, entitled "Prostate Cancer-Specific Marker," by Cynthia K. French, Patrick A. Schneider and Karen K. Yamamoto, recorded with the U.S.P.T.O. on February 12, 1998 on Reel 9026/Frame 0776;
- (2) United States Provisional Patent application number 60/047,811, filed May 15, 1997, entitled "Method For Identifying Hormonally Regulated Genes," by Cynthia K. French and Karen K. Yamamoto, recorded with the U.S.P.T.O. on November 10, 1997 on Reel 8787/Frame 0855; and
- (3) United States Patent application number 09/036,315, filed March 6, 1998, entitled "Prostate Cancer-Specific Marker," by Cynthia K. French, Patrick A. Schneider and Karen K. Yamamoto, recorded with the U.S.P.T.O. on August 10, 1998 on Reel 9374/Frame 0262.

Assignor makes this assignment without warrant as to any rights it may hold as a result of the aforementioned assignments.

IN TESTIMONY WHEREOF, the below-identified agent for Assignor has signed his name on the date indicated.

Dated: March 30, 1999

For: REPROGEN, INC.

  
Jeffrey J. Miller

CEO and President



1800200021045  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
KBD/17RS

NOVEMBER 04, 1998

PTAS

TOWNSEND AND TOWNSEND AND CREW LLP  
JOHN R. STORELLA  
TWO EMBARCADERO CENTER, 8TH FLOOR  
SAN FRANCISCO, CALIFORNIA 94111-3834



\*100793109A\*

5# 09/036315

UNITED STATES PATENT AND TRADEMARK OFFICE  
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/10/1998

REEL/FRAME: 9374/0262  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
FRENCH, CYNTHIA K.

DOC DATE: 07/27/1998

ASSIGNOR:  
SCHNEIDER, PATRICK A.

DOC DATE: 07/27/1998

ASSIGNOR:  
YAMAMOTO, KAREN K.

DOC DATE: 07/27/1998

ASSIGNEE:  
REPROGEN, INC.  
163 TECHNOLOGY DRIVE, SUITE 210  
IRVINE, CALIFORNIA 92618

SERIAL NUMBER: 09036315  
PATENT NUMBER:

FILING DATE: 03/06/1998  
ISSUE DATE:



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9374/0262 PAGE 2

KIMBERLY WHITE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

08-14-1998

Attorney Dock t No. 018002-000210US

FORM PTO-1595  
(Rev. 6-93)

HEET

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Patent and Trademark Office

To the Honorable Asst. Commissioner

100793109

original documents or copy thereof.

## 1. Name of conveying party(ies):

Cynthia K. French  
Patrick A. Schneider  
Karen K. Yamamoto

## 2. Name and address of receiving party(ies):

Name: REPROGEN, INC.

Internal Address:

Street Address: 163 Technology Drive, Suite 210

City: Irvine State: CA ZIP: 92618

## 3. Nature of conveyance:



Assignment



Merger



Security Agreement



Change of Name



Other:

Execution Date: 7/27/98

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s).

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s) 09/036,315

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: John R. Storella  
TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8th Floor  
San Francisco, California 94111-3834  
(415) 576-0200

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):..... \$ 40.00



Enclosed



Charge Fees to Deposit Account



Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account

8. Deposit account number: 20-1430

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## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*John R. Storella  
Name of Person Signing

Signature

August 6, 1998  
Date

Atty. Reg. No. 32,944

Total number of pages including cover sheet, attachments, and documents: 2

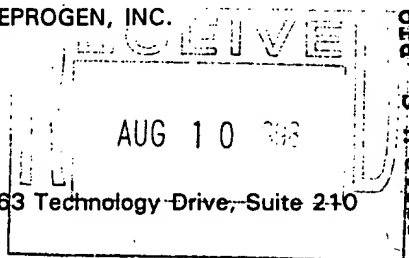
10. Change Correspondence Address to that of Part 5? ☐ Yes ☒ No

OMB No. 0651-0011 (exp. 4/94)

Mail documents to be recorded with required cover sheet information to:  
Do not detach this portion  
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Box Assignments  
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08/12/1998 TT0411  
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ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Cynthia K. French of 14 Virgil Court, Irvine, CA 92612, Patrick A. Schneider of 49 Castillo, Irvine, CA 92620 and Karen K. Yamamoto of 524 West Avenida de los Lobos Marinos, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below identified application for United States Letters Patent:

Title of the Invention: **PROSTATE CANCER-SPECIFIC MARKER**

Filing date: March 6, 1998 Application No.: 09/036,315; and

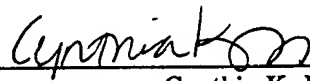
WHEREAS, REPROGEN, INC. a California corporation, located at 163 Technology Drive, Suite 210, Irvine, CA 92618, hereinafter referred to as "Assignee," is desirous of acquiring an interest in the invention and application and in any Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.


Date: 7/27/98

  
Cynthia K. French

Date: 7/27/1998

  
Patrick A. Schneider

Date: 7-27-98

  
Karen K. Yamamoto